IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital the 23rh day of June 2005

Criminal Misc. Bail Application No.385/2005

Order on the bail application of accused

CRIMINAL SIDE

Sanjay S/o Raja Ram
R/o Gram Falampur
P.S. Saurikh
District Kannoj, U.P. .....Applicant

Versus

State of Uttaranchal .....Opposite Party

Arising out of case crime No.54/2004
U/s 392, 302, 201, 411 I.P.C.
P.S. Jhabrera
District Haridwar

Hon'ble J. C. S. Rawat, J.

Heard Sri Brij Bhusan Sharma counsel for the applicant and learned A.G.A. for the State.

Perused the record. The learned counsel for the applicant contended that there is no evidence in the case-diary that the Ghora Buggi (horse cart) was hired by the applicant on 9.7.2004. The learned counsel for the applicant further contended that the joint recovery has been made. Dead body was recovered at the pointing out of both the accused. These facts have also been conceded by the learned A.G.A. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated 23.06.2005

LSR